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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/598,993	07/03/2007	Alan Henry Benke	70440/UST	3029
26748	7590	12/30/2009	EXAMINER	
SYNGENTA CROP PROTECTION , INC. PATENT AND TRADEMARK DEPARTMENT 410 SWING ROAD GREENSBORO, NC 27409		ART UNIT		PAPER NUMBER

DATE MAILED: 12/30/2009

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10598993	7/3/07	BENKE ET AL.	70440/UST

EXAMINER

CHUKWUMA O.. NWAONICHA

ART UNIT	PAPER
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1621 20091218

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**Commissioner for Patents**

Applicants Appeal Brief is defected because Applicants did not respond to the provisional rejection of claims 1 - 8 under judicial doctrine as being unpatentable over claims 1 - 5 of copending application 10/573,723.

/Daniel M Sullivan/  
Supervisory Patent Examiner, Art Unit 1621